App F IX 4

Previous References

1943-44 Vol File No 108-41
Municipal Serial Nos 23, 20, 24,

Later References

GENERAL AND REVENUE SECRETARIAT

Serial Nos 3

Part B for March 1944

SUBJECT

Misappropriation of Octroi and market Collections in the Holalkere Municipality by one Papanna Octroi Munsif

(Papanna was convicted on Appeal and the misappropriated amounts recovered from concerned officials

M 1/3/7

Misappropriation of octroi Collections
the Holalkere Mkty

'38
2

al and Revenue Secretariat

ML File No 108 of 1941-42 [App F III—2

Serial No

From The D.C Chitaldrug Dt
Letter no A6-280/41-42 dt 25 2 42

States that one Dapanna, octroi manegar in the Holalkere Mkty was misappropriated a sum of Rs Rs 208-8-0 being the amount of octroi collection duly collected between 7-12-41 & 1-2-42 and that his prosecution has been ordered

1) It is stated that the official was relieved on the 9th not having been transferred to the Chitaldrug Mkty He appears to have gone on leave in contemplation of the forcing him For the present, the accused is not traceable and orders have been issued for his being prosecuted, Action would be taken to recover the misappropriated amounts from the culprit As another item of late remittance has also been noticed the S D O has been asked to audit the accounts of the Mkty and to submit a detailed report on the matter The further report promised by the D C may perhaps be awaited Submd for perusal & orders

2) Submitted for favour of perusal Further report will be awaited

3) 2nd - G R R 26/2/42
Mem R S Cdp 14)

4) 2nd H. G
4 3 42

5) 2nd H U N
5/3/42

B S A
5/3/42

NOTE—Contn Sheet

Sub A
5/3/42

V Misappropriation of Municipal Funds by the Ochre Manegar in the Matalture Mkly

MH File No 5570/2 108 of 194/

General and Revenue Secretariat

Serial No –

From the D C Matale
Letter No A6-2801/41-42 of 18 3 42
Forwards further information in the matter

6) It is stated that one Pafanna, ochre Manegar in the Mkly has since been arrested and prosecution proceedings have been launched against him
A sum of Rs 208-8-0 being the ochre Collections stated to have been misappropriated has also been recovered and got credited into the treasury

7) The Cultivation is also reported to have misappropriated Market fee Collections of four months in the said Mkly, the exact amount of which could be ascertained later on of receipt of definite information from

8) Submitted for perusal and orders if the receipt of a further report promised by the DC may be awaited

Mah 22/3

For perusal
9 Lawtey) 22/3

For perusal
Minister)
L S S)

Hm 2 24 3 42
Govt
SLG
25 3 42
Hm 2 28 3 42
Govt

Dir C Or T Misc
FC L S G & P H
Dat 24 3. 1942
No 5872

Sus A 28/3

5570 / 5802 (B

misappropriation of Municipal funds by the clerk in the Holalkere Mly

General and Revenue Secretariat | Mel File No 109 of 1941 | [App F III-2

Serial No

From the D C Chitaldrug

No A6 C 2801/41-42 dt 28th March 42

Fds a further report in the matter of defalcation in the Holalkere Mly

I/2n forwarding the above, the D C states, as ascertained by the S D O Davangere the of a sum of Rs 126-13-6 collected towards the monthly Khists, a sum of Rs 18-2-6 has been credited on 22 12 41 and another sum of Rs 18-2-6 on 9 12 41, + further state the but it is not clear whether the amount so collected is the same as the market fee Khist, as the counterfoils of the receipts have not been returned to the Office

It is stated that there a charge against clerk H L Hanumantha Rao in the connection the D C proposes to submit further report as the matter is being ~~investigated~~ investigated by the S D O Davangere

Submits for orders from the report forwarded with the annexure

S/A I/2 This is a report of further defalcation on the Holalkere Municipality

In addition to the other Mangalore Papers a note on the above charges connected with Police from ~~Mangalore~~ Chitaldrug

4) Defalcations of T.H. revenue — Hobli Talkere Munsif

M File No 188 5802/J of 1941

General and Revenue Secretariat

Serial No

Marketfee collected by him, the D/K clerk Hon Hanumanthe Rao who reported not to have credited a sum of Rs 1/- received from the marketfee contractor towards the balance of rental deposit amount is also chargesheeted & the receipt of further report may be awaited

Law Secy for Chief Minister (L-S 4)

SEOY LAW 2838 GOVT OF MYSORE

17 For perusal

Hon 7/4/42

18) 9662

Hon 10/4/42

From the D C Chitaldrug

No A6 2801/41-42 dt 19-6-42

Furnishes further information in the matter

19) case against the clerk Hanumanthe Rao for the misappropriation of Rs 12/- is registered in the I class magistrate court and it is not yet decided on further investigation, it is ascertained that Hanumanthe Rao has misappropriated a further sum

Crr C T TR FD L & P H Dt 7 4 1942 No 6203

Law A 10/4/42

5570 / 5802 / 7928

misappropriation of municipal funds — L

Serial No

Rs 15/- collected from the lighting contractor and the same is being enquired into

20 It is stated that the S D O has not yet furnished information as regards the amount misappropriated by Papanna the octroi manager The D C promises to submit further information in the matter

21 submitted for perusal and orders further report promised will be awaited —

sd

22/6
23/6

sd

From The D C Chitaldrug Dt

No A6-2801/41-42 dt 28-7-42

Refs a further report in the matter he stated that it was not possible to launch a prosecution against Hanumanth Rao for misappropriation of a sum of Rs 15/- being the deposit amount of the lighting Contractor, as he could not produce the original receipt

The cases filed against Papanna and Hanumanthe Rao have ended in acquittal and it is proposed to file an appeals in Circuit

V. 109

3576/42

Misappropriation of Municipal

Mk money at Kolalkere

of 1942

General and Revenue Secretariat

Serial No

with the Advocate General to the Govt
A further report of the action taken
may perhaps be awaited
Submit for orders
Govt
30/Fs
To Personnel
Law Dept
31/7/42

SECY L 1226 1 GOVT 1 STOF

OFFICE OF THE MINISTER FOR LAW SG & PH
Date 31-7-42
No 1129

Minister for L S G & P H

2) Accts 31/7/42
Form

21/8/42
23/8/42

1) Accts 6-8-42
Law 6/8/42

30) A draft reminder is put up for approval

M 10/10 GS 10/10

31) I Minute Law 21/10/42

Issued vide L 4357 dt 26-10-42

Accts A GS 27/10

Down

to the D C- Chitaldrug Dr

vide Ab 2801/41-42 dt 14/11/42

States that a report was submitted with a request for sanction to file an appeal in the cases in which the accused was acquitted

32) The reference Called for must be in the Law Section Prosecution Branch Submit for orders if it may be obtained for perusal

33) In favour of stating the action taken as to be made by Dept personnel receiving the same in connection with filing an appeal

Mr to G Law Secretariat 25/11/42

Misappropriation at Solalkere (7)

Serial No

34) Have we received any reference on the subject of the said claim

3
26/11/42

35) A reference from DC Chitaldrug in the matter of filing of appeals against the order of acquittal passed in the two cases filed against Papanna for sums misappropriated by him, was received in the Law section (Diary no P3086/42) and it has been forwarded to the Advocate General with this office U O no 39/42 on 14-11-42 for furnishing his opinion in the matter of the filing of the appeals It has not yet been received back

Recd 26/4 — 36) Seen a Reminder of 6 items

3
27/11/42

37) It is mentioned that the file referred to in para 35 supra was received back from the Advocate General and sanction has been accorded for the filing of an appeal in one case only A Copy of the G O is also placed in the file and this file will be returned to the L S G Branch, if approved

Recd 7/12 — (L S G Br) 38

3
7/12

39) Sanction has been accorded for the filing of an appeal against the order of acquittal The result of the appeal filed will be communicated to the Superintendent Law Dept for information

(D) 9/12

(D) 8/12/42

SECY LAW DEPT 2105 GOVT OF MYSORE

NOTE—Cont—Sheet

D 44152 GIB—55 000—23-10-42

Misappropriation of KL Collections at
Holalkere

File No 108 S 324/4 of 1941

General and Revenue Secretariat,

Serial No

From the Dc Chitaldrug Dt
No H6 2801/41-42 dt 3-3-43
forwarding his report on the disposal of the appeal
preferred by the accused papanna is stated
to have been sentenced to six months' R I
and a fine of Rs 100/- in addition, failing
the payment of which for 2 months' R I
more, by the High Court
It is reported that the
papanna owns no property and that
the amount misappropriated by
him (Rs 90-8-6) could not be recovered
A reference is said to have been made
to the Dc Bangalore Dt to obtain the
explanation of the Rowa Rao Manay,
Muttar, Devanhalli Tq who was the
Ex officio Pdh of the Holalkere RC (E) at the
time Receipt of further communication from the Dc Chitaldrug may
be awaited for perusal

8/3 43) Lawley 8/3/43

44) For perusal

Recd 2 S G

6-3-43
6/3/43

45) Put up
12 3, 43

14-3-43

15/3

GYL 10738 9 3 43 CO TC

OFFICE OF THE MINISTER FOR L S G & P H
Dt 10 3 1943
N 7396

S-324 C L 3565/29

46) The further report promised by the DC Chitg has not yet been received

47) Submd work a draft calling for the same

36 16/11 JM 18/11

48) Submd 18/11/43

GEN & L SECT

To the DC Chitg

L 5470 & 27 11 43 calls for the explanation of the concerned official and enquires in what stage the matter stands

See A 36 29/11 JM

Letter No A6 2801/41-42 & 4 12 43 from the DC Chidambaram Dist explaining the explanation of the Amildar President of Tholal Kere in P Shola that the explanation has been called for from the Vice President of the P.S. in the matter

49) On the subject of the filing up of the vacancies in the Officers Concerned in the Case of the misappropriation of funds by one Papanna, in the Tholal Kere Union, the DC. has forwarded the explanation of the Amildar President Mr Rama Rao namely & states that the explanation from the Vice President is awaited

SECY L & W DEPT 615 3 1943 & MY PRE

Submd 20/12 JM

50) The receipt of further report may please be awaited.

Law Secy 20/12/43

-50) "Mum-Lee" unpredicted

Mus 207243

52) Rated draft a draft for approval

21/12 53) 21/12

TYPING SE 21 DEC 1943 GEN &

L65262 & 31.12.40 Re the CC Chalding Dr

Calls for a further report in the matter

Seen A JM

letter No A6 2891/64-42 dt 7 344 from the Dr Chalding Dist forwarding the further report Called for

54) In forwarding the explanation of the Vice Pres & in the case of misappropriation of Govt funds by one patanna an HRaikar of the HRaikars Mun Municipality the Dr, Chalding States that the position of the Vicepresident in that that he is unexperienced in Scrutinising the bill admn Staff etc is Rather Shaky & cannot be accepted as an excuse for his negligence of duty & that he is liable to make good the Amount misappropriated

55) Out of the Sum of Rs 103-14-0 due to the Vice-President by the Govt, a Sum of Rs 90-8-0 representing the Sum misappropriated is Recommended by the Dr to be credited to Govt fund & the Rest Rs 12-5-6 paid to the Vice-President

Govt for orders

15/1 56) A Sum of Rs 90/8/0 defalcated by one cochin manager named Pattanna in the HRaikars Mun Mty in the year

mrs appropriation of municipal mang
- H Rail Fare min slip

Continuation Sheet | File No / Current No | Page 4,08 of 4 4 42

1941-42 has been ordered to be posted by the D.C. Cuttack Distt. out of certain amounts due to the rice Producers at the time, on the grounds stated by them

5) For perusal the papers will now be filed, as no further action is called for. Reference para 4 S supra.

58) Law dept. for 16/3/44

93 W

55) For perusal

16-3-44

60) Rec 18 3 44

20-3-44

OFFICE OF THE MINISTER FOR L S G & P H
Dt 16 3 44
N 6412

B

20 3 44

Continuation he	File No / Current No	of	Page

Tl Add —D p m
CHITALDRUG

I ply pl e f t
N A6 280/41-42
E l es one

C V & I
28 FEB 1942

5058/L
12

OFFICE OF THE DEPUTY COMMISSIONER
CHITALDRUG DISTRICT

Dated Chitaldrug 25th February 1942

M(10 8—41—23

FROM

R P MALLAPPA Esq BA LLB
Deputy Commissioner
Chitaldrug District
CHITALDRUG

To

SECY LAW DEPT
GOVT OF MYSORE

H V NarayanaRao, Esq, B A, I L B,
Secretary to Government of Mysore
Law *Department*
BANGALORE

SIR

SUBJECT —Misappropriation of Octroi collections in Holalkere Municipality

I have the honour to state that the Sub Division Officer, Davangere has reported that a sum of Rs 208-8-0, being the amount of Octroi duty, collected between 7-12-41 ~~dated~~ and 1-2-42, by one Papanna, Octroi Manegar of Holalkere, has not been credited to the Treasury This Official has since been transferred to the Chitaldrug Municipality He was relieved on the 9th of this month at Holalkere, but is ascertained to have gone on leave for five days in continuation of the joining and preparation time He has not submitted any report extending his leave and has not reported to duty His correct address is also not available, as he has not furnished it in his leave report

I have ordered that the official should be prosecuted and necessary action will be taken to trace the accused and recover the amount

As another item of late remittance has also been noticed by the Sub Division Officer, I have requested the Sub Division Officer in the absence of the Amildar newly posted who has

5058/13

not yet taken charge to audit the accounts of the Municipality and submit a detailed report in the matter

A further communication will be made to Government after enquiry

A copy of the report of the Sub Division Officer is enclosed for kind reference

I have the honour to be,
Sir,
Your most obedient servant,

Deputy Commissioner,
Chitaldrug Dist

MN

Submitted for favour of perusal
further report will be awaited
Minute 25/11/42

C F or T II St
FD L S G & P H
Dt 33 1942
N 5225

1884

26/11/42

4 3 42

Hm
5 3 42

14

Letter No 112/41-42 dated 24th February 1942 from the the Sub Division Officer, Davangere, Camp- Holalkere, to the Deputy Commissioner, Chitaldrug District

====

During the Municipal Office inspection at Holalkere it was found that Octroi Collections between 7-12-1941 and 1-2-42 had not at all been credited to Municipal Accounts in the Treasury The collections from 1-2-42 upto 13-2-42 had been credited only on 23-2-42 The very practice of belated remittances is both unauthorised and irregular It is not known why the collections were not credited daily when the treasury was located in the town itself

By verification it was found that one Papanna was the Octroi Manegar during the period in which the collections have not been remitted , The amount thus found not remitted between 7-12-41 and 1-2-42 is Rs 208-8-0 In the meanwhile Papanna was transferred to Chitaldrug Municipality and his reliever reported for duty on 9-2-42 From 1-2-42 to 9-2-42 Papanna is said to have been on duty only for 4 days having gone away on leave from 1st to 3rd of the month The Sanitary Inspector was in charge from 1st to 3rd and again from 7th onwards till the new Manegar actually entered on his duty The collections during this period including those collected by Papanna from 3rd to 7th have been credited to treasury on 13-2-42 along with other collections up to date by the new Manegar Thimmappa Instructions have been issued to the Municipal staff to credit the collections henceforth to the treasury every day In this connection it was also noticed that the Sanitary Inspector had not been properly taking charge from the Manegar whenever he was placed in his charge The explanation of the Sanitary Inspector is asked to be submitted for this irregular practice on his part and separate action will be taken against him on receipt of his explanation with the President's remarks

The President has been directed to-day to lodge a complaint with the Police to trace the culprit with the misappropriated

15

money He has further been directed to overhaul the accounts himself and to submit a final report as to the total amount misappropriated by the said Octroi Manegar Papanna both in Octroi and other items of Municipal revenue A copy of the letter addressed to the Municipal President is herewith submitted for kind perusal On receipt of a reply from the President a final report will be submitted

=======

'Copy'

Deputy Commissioner,
Chitaldrug Dist

15

Tl Add —D p m
CHITALDRUG

I ply pl f t
N A6. 2801/41-42
E l one

15 5570/4 GL I & C 2[illegible] 1942

OFFICE OF THE DEPUTY COMMISSIONER
CHITALDRUG DISTRICT

Dated Chitaldrug 18th March *1942*

FROM

R P MAILAPPA Esq B A LL B
Deputy Commissioner
Chitaldrug District
CHITALDRUG

To

H.V. Narayana Rao,Esq ,B A , LL B ,
Secretary to Government of Mysore
Law *Department*
BANGALORE

SIR

SUBJECT —Misappropriation of collections in Holalkere Municipality

In continuation of my report of even No dated 25th February 1942 on the above subject, I have the honour to state that Papanna Octroi Manegar, has been arrested and a charge sheet has been placed against him by the Police Inspector, Holalkere in the Court of the Special I Class Magistrate, Davangere The sum of Rs 208-8-0 has also been got credited to the Treasury

The Sub Division Officer, Davangere has further reported that the said Papanna has also misappropriated market fee collections of five months in that Municipality and that the exact amount so misappropriated will be intimated On receipt of definite information a further report will be submitted to Government

A copy of the report No P2 P R 129/41-42 dated 11-3-42 received from the Sub Division Officer, Davangere is enclosed for favour of information

P T O

17

of information

I have the honour to be,
Sir,
Your most obedient servant,

Deputy Commissioner,
Chitaldrug Dist

MN

Letter No R2 P R 129/41-42 dated 11th March 1942 from the Assistant Commissioner, Davangere Sub Division to the Deputy Commissioner, Chitaldrug District

=====

In continuation of this Office report No P2 P R 129/ 41-42 dated 11-3-1942 I have the honour to state that the President, Holalkere Municipal Council, has since reported that five months market fee collections have been collected and misappropriated by octroi Managar Papanna who is already being prosecuted for the misappropriation of Rs 208-8-0

The President has been asked to verify the exact amount that has been misappropriated with reference to office counter foils and the receipts produced by the market fee contractor and then hand over the connected papers to the Police Inspector for further necessary action On receipt of further report, from the President the exact amount misappropriated out of the market fee amount, will be intimated

=====

"Copy"

Deputy Commissioner,
Chitaldrug Dist

5802/L

T l Add —D p m
CHITALDRUG

I ply please f to
No A6 C 2801/41-42
E l e one

OFFICE OF THE DEPUTY COMMISSIONER
CHITALDRUG DISTRICT

Dated Chitaldrug 28th March 1942

From

R P MALLAPPA Esq BA LL B
Deputy Commissioner
Chitaldrug District
CHITALDRUG

To

H V Narayana Rao, Esq, B A, LL B,
Secretary to Government of Mysore
Law *Department*
BANGALORE

Sir

SUBJECT — Misappropriation of Municipal collection in Holalkere Municipality

In continuation of my report of even No dated 18th March 1942 on the above subject, I have the honour to forward herewith a copy of report No R2 P R 129/41-42 dated 21-3-1942 from the Sub Division Officer, Davangere for favour of information It is seen from the report of the Sub Division Officer that out of a sum of Rs 126-13-6 collected towards the monthly khists on account of the market fee contract, a sum of Rs 18-2-6 has been credited on 22-12-1941 Another sum of Rs 18-2-6 has been credited on 9-12-1941, but whether this amount is the same as the market fee khist is not clear, since the counterfoil of the receipt book has not been returned to the Office by Papanna These items of misappropriation are being investigated by the Police

There is also a charge against clerk H L Hanumantha Rao, that he has not credited a sum of Rs 12/- received from the market fee contractor towards the balance of the initial deposit amount The matter is being enquired into by the Sub

Division Officer, Davangere On receipt of his report, I shall make a further communication in the matter

I have the honour to be,
Sir,
Your most obedient servant,

Deputy Commissioner,
Chitaldrug Dist

MN

2 1 [illegible]

Report No R2 P R 129/41-42 dated 21st March 1942 from the Assistant Commissioner, Davangere Sub Division, to the Deputy Commissioner, Chitaldrug District

With reference to your Office No A6 C 2801/40-41 dated 18-3-1942, and in continuation of this office No P2 P R 129 of 41-42 dated 11-2-42, I have the honour to state that I enquired into the alleged misappropriation of Market fee amount by Octroi Manegar Papanna on 15-3-42 The market fee contractor had produced only copies of the original receipts that were with him He had produced the original receipts in the Holalkere Police Office as per the requisition from the Police Officer On examination of the accounts with reference to the receipts produced it was seen that the market fee amount were collected by the octroi Manegar Papanna as noted below

Book No	Receipt No	Amount collected	The Amount for which month it was due	The date on which collected	The date on which it was credited to the treasury
2258	18	Rs 18- 2-6	For July '41	26- 9-41	
-do-	25	18- 2-6	For Aug '41	28- 9-41	
-do-	27	36- 4-0	For Sep & Oct	4-11-41	
-do-	28	36- 3-6	For Nov & Dec	31-12-41	
-do-	29	18- 1-0	For Jan '42	5- 5-41	
Total		126-13-6			

It is seen from the above, that a sum of Rs 126-13-6, was collected by Octroi Manegar Papanna from July to the end of January 1942 Out of this amount, only a sum of Rs 18-2-6 has been credited to Municipal funds on 22-12-41 It is not known for which month this amount relates to On 9-12-41 also a sum of Rs 30-14-10 has been credited to municipal funds under the head miscellaneous Out of this amount, a sum of Rs 12-12- forms license fee, pound fee, and octroi fee The balance of Rs 18-2-6 might probably be the marketfee amount of one month as it happens to tally with the other market fee amount of Rs 18-2-6 credited by him on 22-12-41 Barring these two

22

remittances, no other amount of market fee collected by him as per receipts issued by him has been remitted to municipal funds so far Strictly speaking the only clear remittance of market fee khist is only for one month on 22-12-41 The other remittance on 9-12-41 is only probable The police have been requested by the President to have the matter fully investigated and to take further action for the misappropriation amounts that are clearly proved The result of investigation is and the criminal prosecutions will be intimated as soon as the trial is over The counterfoil for the receipts issued are not - available in the municipal office Octroi Manegar Papanna has not returned them back to the office so far Separate action will be taken to find out as to who issued him the receipt books ard as to why the counterfoils were not demanded back from him for such a long time

During the course of my inspection of accounts, it was further learnt by the incharge president, that the market fee contractor had also paid Rs 12/- to the then Clerk Hanumantha Rao being the balance of the two months' deposit amount that had to be paid by him as soon as he was declared the successful bidder in the auction sale He had deposited Rs 25/- before sale and had to pay Rs 12/- in excess of it to make up the two months' khist required to be deposited by him as per rules It is said that this Rs 12/- ~~were~~ were paid by the contractor to the Municipal office and a receipt was obtained by him from the then municipal clerk P L Hanumantha Rao, From the account it is seen that this amount has also not been remitted to the municipal funds The President has been requested to have the statement of the contractor recorded by him and to forward the same to the Police Office for necessary investigation and - further action

As already reported, Manegar Papanna is already being prosecuted for the sum of Rs 208-8-0 being the octroi amount

*23

misappropriated by him The President has been asked to lodge the necessary complaint for the further misappropriations detected as reported above The result of the trials will be reported as soon as they are finally over In the meanwhile, if any - further misappropriation come to light, they will also be duly reported

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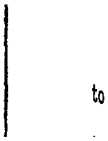
"Copy"

Deputy Commissioner,
Chitaldrug Dist


to

GOVERNMENT OF MYSORE

OFFICE OF
The Deputy Commissioner,
Chitaldrug District,
Chitaldrug

T I g m ph

No A6 2801/41-42
Encls one

Date 19th June 1942

To

A Sundararaja Rao,Esq ,B A ,B L ,
Secretary to Government,
Law Department, Bangalore

SEOY LAW DEPT
22 JUN 1942
GOVT OF MYSORE

Sir

Misappropriation of Municipal Collections
in Holalkere Municipality

In continuation of my report of even No dated 28th March 1942, on the above subject, I have the honour to forward herewith a copy of report No R2.P R 129/41-42 dated 14th June 1942 from the Sub Division Officer, Davangere for favour of information It is seen from the report that a case has been launched against Hanumantha Rao in the Special I Class Magistrate's Court at Davangere for the alleged misappropriation of Rs 12/- received from the Market fee Contractor Another charge is also made against him for misappropriating a sum of Rs 15/- collected from the lighting contractor and it is being enquired into

2 Re the other items of misappropriation by Papanna referred to in para 1 of my letter No A6 C 2801/41-42 dated 28th March 1942, the Sub Division Officer, Davangere has not submitted the further report I have reminded him to submit a detailed report in the matter

3 On receipt of the detailed reports from the Sub Division Officer, I shall make a further report to Government

I have the honour to be,
Sir,
Your most obedient servant,

Deputy Commissioner,
Chitaldrug Dist

MN

D 25

Letter No R2 P R 129/41-42 dated 14th June 1942 from the Sub Division Officer, Davangere, to the Deputy Commissioner, Chitaldrug District

====

With reference to your X Office No A6 C 2801/41-42 dated 28-3-42, I have the honour to state that I enquired into the alleged misappropriation of deposit amount by Clerk H L Hanumanth Rao The market contractor has given a statement before the incharge President stating that he first paid Rs 25/- towards deposit for being permitted to bid at the auction sale Again after the sales were over and the sale was knocked in his favour for Rs 217/- he had to pay Rs 37/- as two months deposit required to be deposited by the successful bidder Since he has already deposited Rs 25/- he paid only Rs 12/- being the balance of the amount still due from him towards the two months deposit amount to Clerk H L Hanumantha Rao and obtained a receipt from him This amount of Rs 12/- has not been credited by Hanumantha Rao as seen from the General Cash Book The original receipt as well as the counterfoil receipt book could not be verified as they had already been produced before the Police A case has been registered by Holalkere Police against Hanumantha Rao in the Special First Class Magistrate's Court, Davangere and the matter is under enquiry The result of the case will be reported soon after the trail is over

It has further been reported by the President, Holalkere Municipal Council that a further sum of Rs 15/- has been collected from lighting Contractor and misappropriated by clerk H L Hanumanth Rao as seen from the counterfoil in receipt No 49 of book No 27 The President has been directed to secure the original receipt and to enquire the contractor about the alleged misappropriation and hand over the matter to the Police The result of this case will also be reported as soon as further report received from the President Municipal Council

===

"Copy"

Deputy Commissioner,
Chitaldrug Dist

GOVERNMENT OF MYSORE

OFFICE OF
TheDeputy Commissioner,
Chitaldrug District,
Chitaldrug

T | g am / ph

No A6 2801/41-42
Encls

Date 28th July 1942

29 JUL 1942 SECRETARIAT

23 JULY 1942 LSG BRANCH

To

C Narayanaswamy Naidu,Esq ,B A ,B L ,
Secretary to Government,
Law Department, Bangalore

SECY LAW DEPT 1942 GOVT SECT MYSORE

Misappropriation of Municipal Collections in Holalkere Municipality

In continuation of my report of even No dated 19th June 1942 on the above subject, I have the honour to state that the Sub Division Officer, Davangere has reported that as regards the 2nd charge of misappropriation of Rs 15/- by H L Hanumantha Rao, being the deposit amount from the lighting contractor, the original receipt was not produced by the party and that he offered to pay the amount himself In these circumstances no further action can be taken for launching a prosecution against Hanumantha Rao for misappropriation of this item of money

2 The two cases (C C 470/41-42 and 584/41-42) filed against Papanna and also the case (585/41-42) filed against Hanumantha Rao have ended in acquittal and the District Superintendent of Police Chitaldrug District has opined that the cases are fit to be taken up in appeal I shall consult the Advocate General to the Government of Mysore, Bangalore and take further action in the matter

I have the honour to be,
Sir,
Your most obedient servant,

Deputy Commissioner,
Chitaldrug Dist

MN

27

Appendix F G—1]

SUBJECT Misappropriation of Municipal Collections in the Hoskeri Municipality

Section Rel

File No

Serial No

Diary No of letter replied to

No L 4357

To

The Deputy Commissioner
Chitaldrug Dt

General and Revenue Secretariat

( )

the *19*

Sir,

Date of issue 26/10/42

I am directed to invite reference ~~this office~~ the correspondence ending with your letter No. A 6 2801 41-42 dt 28 7 1942, on the above subject, and to enquire what further action has been taken in this matter An early reply is requested

Signed by Mr K M N

I have the

21 X 42

Dy Law Secy

List of enclosures

Copied by

Examined by

WD 086—GPB—40 000—30 7 40

GOVERNMENT OF MYSORE

OFFICE OF
The Deputy Commissioner
Chitaldrug District,
C h i t a l d r u g

No A6- 2801/41-42
Encls

Date 14th November 1942

To

C Narayanaswamy Naidu ,Esq ,B A ,B L ,
Secretary to Governmert, Law Department
BA N G A L O R E

Sir

Misappropriation of Municipal Collection in the Holalkere Municipality

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With reference to your letter No L 4357 dated 26th October 1942, on the above subject, I have the honour to state that on the opinion furnished by the Advocate General to the Government of Mysore, Bangalore a report has been submitted with this Office No J3-428/42-43 dated 6-11-1942 to Government soliciting sanction for filing appeal on the orders passed by the Special I Class Magistrate, Davangere in C C Nos 470/41-42, and 584/41-42 acquitting accused Bapanna in both the cases

I have the honour to be,
Sir,
Your most obedient Servant,

DEPUTY COMMISSIONER,CHITALDRUG DIST

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS
THE MAHARAJA OF MYSORE

29

Read :-

Letter No J S C 428/42-43, dated 6th November 1942, from the District Magistrate, Chitaldrug District, forwarding records in C C Nos 470 and 584/41-42 on the file of the Special First Class Magistrate, Davangere (cases filed against H Papanna, former Octroi Manager of the Holalkere Municipality for misappropriation of octroi and market fees collections) and requesting sanction to the filing of appeals to the High Court against the orders of acquittal in the said cases.

O R D E R No.P 393 S-40 Law 81-42-2
Dated, Bangalore, the 8th December 1942

Government are pleased to sanction the filing of an appeal against the order of acquittal in C C No 584/41-42 on the file of the Special First Class Magistrate, Davanagere and consider that the other case No C C 470 of 41-42 is not a fit one for appeal.

The Advocate-General is requested to take necessary further action in the matter

Secretary to Government,
Law Department

To - (1) The District Magistrate, Chitaldrug with the file of records relating to C C No 470/41-42
(2) The Comptroller to Government.
(3) The Advocate-General with the records in C C No 584/41-42

khhc/4

C F No 401

GOVERNMENT OF MYSORE

Telegram

OFFICE OF
The Deputy Commissioner,
Chitaldrug District,
Chitaldrug

No A6 2801/41-42
Encls One

Date 3rd March 1943

To

C Narayanaswami Naidu Esq B A B L,
Secretary to Government, Law Department,
Bangalore

Sir

Misappropriation of Municipal collections in the Holalkere Municipality

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In continuation of my report of even no dated 14th November 1942 on the above subject, I have the honour to state that after obtaining sanction of Government to file an appeal in C C 584/41-42 on the file of the Special First Class Magistrate Davangere an appeal was filed in the High Court and the accused Papanna was sentenced on 11th January 1943 by Hon'ble the High Court of Mysore to undergo Rigorous Imprisonment for a period of six months and to pay a fine of Rs 100/- in addition and in default to undergo Rigorous imprisonment for two months It was further ordered that out of the fine if collected, a sum of Rs 90-8-6 may be paid to the Municipal Council Holalkere as the Council had been prejudiced by the act of the accused to that extent

2 After the accused was acquitted by the Special First Class Magistrate Davangere action was taken to collect the amount of - Rs 90-8-6 being the market fee collections misappropriated by Papanna b issuing distraint warrant and it was returned with a shara that the party owned no property As the amount became irrecoverable, a referen has been made to the Deputy Commissioner, Bangalore District (copy enclosed for reference) to obtain the explanation of Mr Rama Rao Nara who was then Ex-officio President of Holalkere Municipality who is now Amildar Devanahalli Taluk as to why the amount should not be recover

recovered from him I shall make a further communication to Government on receipt of his explanation

I have the honour to be -

Sir

Your most obedient servant,

Deputy Commissioner
Caitaldrug District

mns

Letter No A6 2801/41-42 dated 21st January 1943 from the Deputy Commissioner Chitaldrug District, Chitaldrug to the Deputy Commissioner Bangalore District Bangalore

32

Misappropriation of market fee khist amounting to Rs 90-8-6 by one Papanna Octroi Lanegar Holalkere Municipality

I have the honour to state that a sum of Rs 126-13-6 being the market fee khists was recovered by one Paparna Octroi Lanegar of Holalkere Municipality between September 1941 and January 1942 out of which a sum of Rs 18-2-6 was credited to the funds of the Holalkere Municipality on 9-12-1941 and a further sum of Rs 18-2-6 was credited on 22-12-1941 Thus the balance of Rs 90-8-6 was the amount recovered by Papanna and not remitted to Treasury Mr Rama Rao Manay Amildar, who is now working in Devarahalli Taluk was the Ex-officio President of the Holalkere Municipality during the period from 10-4-1941 to 4-2-1942 and as he did not exercise proper supervision to see that the amounts realised were credited to the Municipal Funds there was scope for the official to misappropriate the amounts recovered

2 The post of the Octroi Manegar of the Holalkere Municipality required a security of Rs 25/- and Papanna Octroi Manegar, had furnished the said amount by depositing it in Savings Bank Account No 3426 Chitaldrug District Treasury It was proposed to adjust the amount with interest accrued thereon towards the misappropriated amount but it is now found out that the amount in deposit was not got pledged as per rules in favour of the President Holalkere Municipality as security for the post and consequently even this amount cannot be adjusted A distraint warrant was issued by the President Holalkere Municipality for a sum of Rs 64-4-6 (excluding the amount in Savings Bank Deposit) for execution and the same was sent to the President, Hiriyur Municipality since Papanna is residing at Hiriyur The President Hiriyur Municipality returned the warrant stating that the warrant cannot be executed as the party possesses no property Thus, attempts made for recovering the amount have proved futile

3 Mr Rama Rao Manay as President should have exercised proper supervision to the timely credit of the amounts of Municipal money

moneys recovered by the subordinate officials and as a result of the ommission on his part in not exercising proper supervision the amount was misappropriated by Papanna and this has also become irrecoverable now I therefore request you to be so good as to obtain the explanation of Mr Rama Rao Naray why the amount should not be recovered from him and forward the same to this office at a very early date

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"Copy"

Deputy Commissioner
Chitaldrug District

Appendix F G—1]

SUBJECT

Section Nil

File No 108-41

Serial No

Diary No of letter replied to

No L5470

General and Revenue Secretariat

( )

the *194*

To The D C Hatdung Ot-
ser,

Date of issue 27/11

Signed by Mr E N Rama

With reference to the correspondence
ending with your letter no H-2801/
41-42 dated 3 3 1943 re sus-
appropriation of nil collection
by one Papanna, in the
Holalkere taluq, I am directed
to enquire whether the explana
tion of the then Amaldar-
President of that taluq—
Mr Rama Rao Manay has
since been received and
if so, at what stage the
matter stands at present
The matter may be kindly

List of enclosures

Copied by

Examined by

WD 04161—GPB—60 000—24 10 41

treated as urgent & a representation
I have etc
for Lord Secy
BC

No A6 2801/41-42 OFFICE OF THE DEPUTY COMMISSIONER,
Encl - one Chitaldrug District,
Dated, Chitaldrug, 4th December 1943

SECY LAW DEPT 1943 GOVT OF MYSORE

SECRETARIAT 3563 8 DEC 1943 SCANNED

To C Jnanasvamy Naidu, Esq ,B A ,B L ,
Secretary to Govt - Law Department,
B A N G A L O R E

Sir,

Subject - Misappropriation of Municipal Funds by one Papanna in Holalkere Municipality

---

Adverting to your letter No L 5470/M1 108-41 dated the 27th November 1943 on the above subject and requesting me to intimate if the explanation of Mr Rama Rao Manay, the then Amildar-President of Holalkere Municipality has been received, I have the honour to state that his explanation has been received A copy of his letter is herewith submitted for favour of information of Government

In view of the explanation offered by Mr Rama Rao Manay, I have called for the explanation of the Vice-President of Holalkere Municipality His explanation has not yet been received On receipt of the same, I shall submit a further report to Government on the action to be taken

P T O

taken

I have the honour to be,
Sir,
Your most obedient servant,

RSR/2

DEPUTY COMMISSIONER,
Chitaldrug District

K Rama Rao Manay, B Sc (Hons)

c/o S Sajjan Rao, S M Ramakrishna Rao &Co , 389 Avenue Road, Bangalore City

38

The Deputy Commissioner,
Chitaldrug District,
CHITALDRUG

Subject:- Misappropriation of Market Fee khist amounting to Rs 20-8-6 by one Papanna, Octroi Manegar, Holalkere Municipality

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Sir,

With reference to your letter No A6-2801/41 dated 21-1-43 copy of which was forwarded by the Deputy Commissioner, Bangalore District, calling for my explanation in the above matter, I beg to state as follows

I took charge as the Amildar and President of the Holalkere Municipality on 10-4-41 and handed over charge on 5-2-42 This was my very first charge to a Taluk and the time when I took charge being the Collection season, I had to tour about and had no sufficient opportunity to acquaint myself with Municipal affairs or to scrutinise or closely supervise its working No sooner the Collection season was over, I had to attend to Jamabandi as also arrangements in connection with the visit of two Ministers who visited the Taluk in November 1941 and January 1942 Soon after I left the Taluk

The responsibility of supervising the collection and the due remittance of the amounts due to the Municipality devolves on the Vice-President, who is always expected to be in Head Quarters, and it was his duty to have seen to this matter Besides, the Municipal Clerk who was posted to the Municipality after the relief of Hanumantha Rao, was absolutely a raw hand, and had he known his work as a Municipal clerk, which is a responsible post, and checked the receipts every day as is being done in every Municipality, there would not have been any scope for the misappropriation

Having regard to the above circumstances, I request I may kindly be exonerated

Yours obediently,
Sd/- K Rama Rao Manay,
3-8-43

"Copy"

DEPUTY COMMISSIONER,
Chitaldrug District

RSR/

Appendix F G —1]

SUBJECT

Section M

File No

Serial No

Diary No of letter replied to

No 16526

To

The Dy Chairman Dist Coy

Sir,

With reference to your letter No AG 2801/44-42 dt 4 12 43 Re the subject of the misappropriation of funds by Papanna in the Hospet Town Municipality I am directed to request you to kindly expedite the submission of the further report in the matter, as the case is pending disposal for a long time together with the explanation of the Vice-Chairman

Govt of the amount of Rs 9016/6 stated as misappropriated by the said Papanna to have been made by him

General and Revenue Secretariat

( )

the *194*

Date of issue 31/12

Signed by

Dy Sec to Govt

List of enclosures

Copied by

Examined by

Office of the Deput Commissioner,
Chitaldrug Distr ct,
Chitaldrug, dated 7th arch 1944

The Secret r/ to Govern ent,
Law Department,
Bangalore

LAW DEPT. MYSORE

GEN & REV SECRETARIAT 5725 11 MAR. 1944 L.S.G. BRANCH

40.

Subject isappropriation of unic Funds by Sanna in the Hola ere uncipalit/

Sir,

Ad ert ing to your le tter o L 6526 dat d 31-12-1943 on the above sub ect and requestin me to expedite the further report in the matter together with the expl nation of the ice President, and e quiring as to is to mal e good the amount of Rs 90-8-6 misappropriated b the said Paper I ha/e the honour to enclose herein the explanation of r Manig Bagarapp Vice President of Holalkere inor uni al Council He states that aft ~~after~~ reconstitution o the Counc l from 1st July 1941, Com ttees were c ituted on 4-11-1941 for the m n gement of uni cipal ffairs and that he was not a member of ny of these committees, that neither the Presi ent nor t staff nor the committee ins ructed him to check the co lection work of th executive staff, that he w s for the first time elected s Vice P reside of the uni alit/, th t he as not aware o the duties devo ed on him, that he as under the impression that as usu l, the collections of Jonta nd Octroi were be ng chec ed by the clerk and cr credit d to the Pre-su th t the off ce cler was not showing him ny accounts n t at conse ion he thoug t tha t it the concern of the P sident t t he ca e to know ~~the President that e came to know of~~ the misa propriation only after the Sub Di ision Officer, Davangere inspected the o fice and that the f

office and that the First Class Magistrate, Davangere has also observed in the course of his Judgment that he the Vice President is ignorant of the rules and regulation Under these circumstances he states he is not responsible for the omission

The explanation of Mr Ramachandra, the then Ex-officio President of the Municipality, that he was new to the charge, that he was busy in connection with the collection work, Jamabandy, visits of the Ministers in November 1941 and January 1942 and that the Vice President was solely responsible for supervision of the work of the executive staff of the Municipality does not appear to be entirely correct The explanation of the Vice President pleading ignorance of the duties devolved on him cannot also be said to be acceptable

Mr R P Mallappa, my predecessor in office, has ordered on a previous office note that the amount misappropriated and not recovered from the party should be adjusted out of certain T T amount due to the Vice President, as the misappropriation is due to lack of supervision, on the part of the Vice President The President is a touring officer and it was mainly the duty of the Village President to see that the amounts collected were properly credited I agree with Mr R P Mallappa and I have therefore ordered that out of the marginally noted amounts due to the Vice President a sum of Rs 60-8-6 may be deducted to uncheal Funds and the balance of Rs 12-8-6 be paid to him

Rs 1 -14-0(March, April and 1942)	Rs 60-8-6
Rs 54-0-0 (June 1942)	
103-14-0	

I have the honour to be,
Sir,
Your most obedient servant

for DEPUTY COMMISSIONER
CHITTALDRUG DISTRICT
Absent from Head Qrs

LDR/

42

43

Pasos 1 - 43